

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Chih Min Kam
Art Unit : 1656
Applicant : Leonard S. Girsh
Serial No. : 10/765,664
Filed : January 26, 2004
Conf. No. : 9812
For : Composition With Anti-inflammatory, Protein Synthesizing, Enzyme
Deficiency Activating Genetic Therapy and Anti-cancer Activity and
Methods of Use

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

TERMINAL DISCLAIMER

Sir:

The owner, Immunopath Profile, Inc., of 100% interest in the above-identified patent application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of any patent granted on pending application, U.S. Serial No. 10/868,697. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the patent granted on the co-pending application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held

unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

I am the attorney of record.

The fee of \$70.00 (small entity) under 37 CFR 1.20(d) was paid at the time this Terminal Disclaimer was filed.

December 24, 2008

Date

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